

Notice of Allowability

Application No.

10/733,629

Examiner

Shelley Self

Applicant(s)

WEDEWARD, WILLIAM

Art Unit

3725

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 9/19/05.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


DENNIS H. BANKS
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3700

DETAILED ACTION

Response to Amendment

The amendment filed on September 19, 2005 is sufficient to place the application in condition for allowance.

Allowable Subject Matter

Claims 1-20 are allowed.

The following is an Examiner's statement of reasons for allowance: As noted in the previous Office Action, the prior art of record does not disclose or fairly suggest a work surface guide for power tools comprising *an elongated board fence pivotally affixed to and below the inner guide rail* to swing in planes oriented at least substantially in parallel to the inner and outer guide rails in combination with the rest of the claimed limitations as set forth in claims 1, 18 and 20.

The prior art reference, Cameron (6,484,767) discloses a work surface guide for power tools comprising an elongated inner and outer (62) guide rail the outer guide rail aligned at least substantially parallel to the inner guide rail (fig. 1), whereby a power tool may travel on the inner and outer guide rails (col. 3, lines 8-10, 23-32) with a power tool cutting head extending therebetween into a cutting area (fig. 1) defined below and between the guide rails; opposed spaced frame members (51; fig. 2) supporting and extending downwardly from the guide rails to terminate in frame member attachment ends (fig. 1). Cameron discloses one of the frame member attachment ends defining: a downwardly extending vertical leg (51, 90) and a

Art Unit: 3725

horizontally leg (70) extending from the vertical leg, and also extending away from the inner and outer guide rails (fig. 1), whereby the attachment end defines a mounting mouth (fig. 1) between its vertical and horizontal legs, the mounting mouth being adapted to receive a corner edge of a mounting surface therein to support the guide rails (62) above the mounting surface with the cutting area located adjacent the corner edge of the mounting surface; and an elongated board fence pivotally affixed to the base (12). Cameron does not disclose each attachment end defining a downwardly extending leg and horizontal leg. Further Cameron discloses the fence (fig. 1, 14) pivotally attached to the base and *not* pivotally attached to and beneath the inner rail.

Accordingly, Cameron fails to anticipate or render obvious the claimed invention as set forth in claims 1, 18 and 20.

Neither the prior art of record nor any combination thereof discloses the claimed invention as set forth in claims 1, 18 and 20. Therefore claims 1-20 are deemed allowable over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shelley Self whose telephone number is (571) 272-4524. The examiner can normally be reached Mon-Fri from 8:30am to 5:00pm. If attempts to reach the

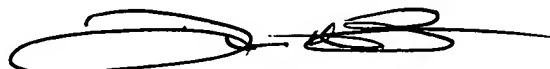
Art Unit: 3725

examiner by telephone are unsuccessful, the examiner's Supervisor, Derris Banks can be reached at (571) 272-4419. The fax phone numbers for the organization where this application or proceeding is assigned are (571) 273-8300 for regular and After Final communications.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on accessing the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SSelf

October 19, 2005



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